

**UNITED STATES DISTRICT COURT
IN THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: PROCESSED EGG PRODUCTS :
ANTITRUST LITIGATION :**

**MDL No. 2002
Case No: 08-md-02002**

**THIS DOCUMENT APPLIES TO :
ALL DIRECT PURCHASER ACTIONS :**

**DIRECT PURCHASER PLAINTIFFS' MOTION FOR:
(1) PRELIMINARY APPROVAL OF THE SECOND AMENDMENT TO THE
SPARBOE SETTLEMENT AGREEMENT,
AND
(2) APPROVAL OF NOTICE PLAN FOR THE PROPOSED SETTLEMENTS WITH
MIDWEST POULTRY SERVICES, LP, NATIONAL FOOD CORPORATION, UNITED
EGG PRODUCERS AND UNITED STATES EGG MARKETERS, AND THE
PROPOSED SECOND SPARBOE AMENDMENT**

Direct Purchaser Plaintiffs ("Plaintiffs") move this Court for an Order (1) preliminarily approving the proposed Second Amendment to the Sparboe Settlement Agreement; and (2) approving a Notice Plan, including the form and content of the Notice, for the Proposed Second Sparboe Amendment and the Settlement Agreements with Defendants Midwest Poultry Services, LP, National Food Corporation, United Egg Producers and United States Egg Marketers, that provides for direct mail notice, publication notice, a website and a toll-free information line. In support of this Motion, Plaintiffs rely on their Memorandum in Support of the Motion and supporting Exhibits. A proposed Order is attached as Exhibit C to the Memorandum in Support.

Dated: June 19, 2014

Respectfully submitted,

/s/ Steven A. Asher

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